

EXHIBIT 4

PUBLIC LAW 103-454—NOV. 2, 1994

108 STAT. 4791

Public Law 103-454
103d Congress

An Act

To provide for the annual publication of a list of federally recognized Indian tribes,
and for other purposes.

Nov. 2, 1994
[H.R. 4180]

*Be it enacted by the Senate and House of Representatives of
the United States of America in Congress assembled,*

**TITLE I—WITHDRAWAL OF
ACKNOWLEDGEMENT OR RECOGNITION**

Federally
Recognized
Indian Tribe List
Act of 1994.

SEC. 101. SHORT TITLE.

This title may be cited as the “Federally Recognized Indian
Tribe List Act of 1994”.

25 USC 479a
note.

SEC. 102. DEFINITIONS.

For the purposes of this title:

(1) The term “Secretary” means the Secretary of the
Interior.

(2) The term “Indian tribe” means any Indian or Alaska
Native tribe, band, nation, pueblo, village or community that
the Secretary of the Interior acknowledges to exist as an Indian
tribe.

(3) The term “list” means the list of recognized tribes
published by the Secretary pursuant to section 104 of this
title.

25 USC 479a.

SEC. 103. FINDINGS.

The Congress finds that—

(1) the Constitution, as interpreted by Federal case law,
invests Congress with plenary authority over Indian Affairs;

(2) ancillary to that authority, the United States has a
trust responsibility to recognized Indian tribes, maintains a
government-to-government relationship with those tribes, and
recognizes the sovereignty of those tribes;

(3) Indian tribes presently may be recognized by Act of
Congress; by the administrative procedures set forth in part
83 of the Code of Federal Regulations denominated “Procedures
for Establishing that an American Indian Group Exists as
an Indian Tribe,” or by a decision of a United States court;

(4) a tribe which has been recognized in one of these
manners may not be terminated except by an Act of Congress;

(5) Congress has expressly repudiated the policy of termi-
nating recognized Indian tribes, and has actively sought to
restore recognition to tribes that previously have been termi-
nated;

25 USC 479a
note.

108 STAT. 4792

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(6) the Secretary of the Interior is charged with the responsibility of keeping a list of all federally recognized tribes;

(7) the list published by the Secretary should be accurate, regularly updated, and regularly published, since it is used by the various departments and agencies of the United States to determine the eligibility of certain groups to receive services from the United States; and

(8) the list of federally recognized tribes which the Secretary publishes should reflect all of the federally recognized Indian tribes in the United States which are eligible for the special programs and services provided by the United States to Indians because of their status as Indians.

25 USC 479a-1.
Federal
Register,
publication.

SEC. 104. PUBLICATION OF LIST OF RECOGNIZED TRIBES.

(a) **PUBLICATION OF THE LIST.**—The Secretary shall publish in the Federal Register a list of all Indian tribes which the Secretary recognizes to be eligible for the special programs and services provided by the United States to Indians because of their status as Indians.

(b) **FREQUENCY OF PUBLICATION.**—The list shall be published within 60 days of enactment of this Act, and annually on or before every January 30 thereafter.

Tlingit and
Haida Status
Clarification
Act.

TITLE II—CENTRAL COUNCIL OF TLINGIT AND HAIDA INDIAN TRIBES OF ALASKA

25 USC 1212
note.

SEC. 201. SHORT TITLE.

This title may be cited as the “Tlingit and Haida Status Clarification Act”.

25 USC 1212.

SEC. 202. FINDINGS.

The Congress finds and declares that—

(1) the United States has acknowledged the Central Council of Tlingit and Haida Indian Tribes of Alaska pursuant to the Act of June 19, 1935 (49 Stat. 388, as amended, commonly referred to as the “Jurisdiction Act”), as a federally recognized Indian tribe;

(2) on October 21, 1993, the Secretary of the Interior published a list of federally recognized Indian tribes pursuant to part 83 of title 25 of the Code of Federal Regulations which omitted the Central Council of Tlingit and Haida Indian Tribes of Alaska;

(3) the Secretary does not have the authority to terminate the federally recognized status of an Indian tribe as determined by Congress;

(4) the Secretary may not administratively diminish the privileges and immunities of federally recognized Indian tribes without the consent of Congress; and

(5) the Central Council of Tlingit and Haida Indian Tribes of Alaska continues to be a federally recognized Indian tribe.

25 USC 1213.

SEC. 203. REAFFIRMATION OF TRIBAL STATUS.

The Congress reaffirms and acknowledges that the Central Council of Tlingit and Haida Indian Tribes of Alaska is a federally recognized Indian tribe.